

**BEFORE THE  
FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON, D.C. 20554**

**RECEIVED & INSPECTED**  
  
JUN 30 2003  
  
**FCC - MAILROOM**

Dale E. Reich - Petitioner )

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**RM Number** \_\_\_\_\_

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Change's in Part's 2, 13, 90,  
95, and 97 for Control of Illegal  
modified radio equipment or  
repair services )

**// TO BRING BACK THE SECOND CLASS FCC RADIO LICENSE FOR LAND MOBILE ON A RESTRICTED BASIS TO DEAL WITH AREA'S OF UN-LAWFUL OR ILLEGAL INSTALLATIONS, REPAIR, SERVICING, AND OPERATION OF UN AUTHORIZED LAND MOBILE SYSTEMS //**

In order to prevent and stop the un-authorized modification of various radio systems in the field by un-qualified and bootleg radio technicians it is requested that the FCC re-examining the changes that eliminated this requirement somewhere around the late 1970's and late 1980's or so!

At a time before repair of "Citizen Band" radios were required to hold a first class or second class Commercial Radio License's!

When the FCC deregulated some time ago to basic allow the state and local government services "self regulated" setting up private certifications programs this was a major step forward for City, State, County, and Departments of local government to use in the repair and upkeep of there own private public safety radio systems.

It was to get the FCC out of the testing business witch cost the FCC a major problems over the years of government testing. Today this testing is did by private fcc approved testing vendors under the CE guidelines.

Because of the Illegal, Export, Unauthorized Radio Modifications in the Part's 90, 95, and Part 97 Subparts is so common some controls on the repair shops is need-ed! Under this proposed rule change the WTB chief, along with the Field Operations Bureau + Radio Inspectors, and District Chief Engineer's would address future [Frequency's or Frequency Band's] this license or permit required for with out formal commissioners actions!

Under this proposal suggestion only frequency bands that are close to, and part of any part 95 radio service would have to employee repair technicians who hold at best new class of license. The suggested class would be called the GROL Second Class Repairman Permit or License!

Persons who were "Certified by previous FCC Commercial License of Part 13 of the past but let them laps, with proof would be allowed to apply with just a paperwork filling from a "CE" exam stations! The FCC would make a internal determination & public notice of the exact requirements of past licenses. This would only apply to persons seeking the "Second Class" Permit or License.

The object of this would change would be to split Commercial Radio EXAM ELEMENT NO - 3 to become a 2 part element for commercial exam's! Under this proposal element would be split into 3-A, and 3-B. The 3-A would only be required for for the new proposed "Second Class" permit or license! A special very short exam for radio for the holders of Amateur Radio Class's General, Advanced, or Extra would be called 3-Z or "Three Zulu"!

Persons holding "amateur" licenses of the current or past classes listed would be able to take a "Short Version" under the direction of the current CE center! The subject of past credit should be addressed by the WTB & The CE stations.

The only change to Part 97 would be to add the "Element" credit issue for commercial exams under this proposal. And to reinforce the idea that hams would be allowed to do self modifications for authorized Mars, Civil Air Patrol, and related federal

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authorized frequency modifications only.

This is a additional class not a replacement to the future Part 13 Programmer License or Permit that has been proposed! RM-10681 Should Move Forward in the Rule Making Process with its own Exam!

Repairs on Equipment from 24 Mhz to 35 Mhz would require this license, however authorized Amateur - Related MARS, Federal Government frequencys would be exempt from this requirement if work was done by the Amateur Radio Licensee Only. Repair or Servicing of Amateur Radio Equipment not by the Amateur Licensee shall be required by the commercial radio telephone license if the equipment could operate outside of normal Amateur related frequencys by a outside repair vendor, repair source person!

This shall not also apply to "Factory" service did at the "principal" radio home headquarters, or factory owned or controlled authorized warranty service center where the Original Equipment was manufactured!

However the home manufacture or factory service center must keep records for FCC inspection for a period of (5) years if electronic, and (3) years if paper!

The FCC will make a simple requirement that the electronic manufacture be on file with the commission! That manufactures the radio equipment in the ranges of part 95 as part of Type Approval or Type Acceptance of this Transmitting Equipment of the in the various ranges of Part 95 and associated close bands.

The WTB could draft future changes as need apply in public notices to bring enforcement back to the areas of Illegal radio modification!

It is suggested for the "FCC Record Fee" with the application for the "Second Class" Permit or License be established at a entry level of \$45.00 upon application for a element 3-A application only. The applicant would have to pay the CE exam fee, and the FCC application record keeping fee before the application was submitted to the Commission!

All other commercial radio exams under part 13 would remain the same for structure, fee's, and applications.

The idea is to put the repairman under FCC control! To establish a data base of tested repair service persons who would not think of losing there license! This would prevent the sales or modification of Illegal Equipment to the general public!

Again Amateurs would be exempt in there bands and related authorized federal offsets for MARS, CIVIL AIR Patrol or related!

Also Holding the proposed future "GROL Second Class" would also NOT allow the not allow them to become future "CE" radio examiners until other elements of the Part 13 were passed and logged FCC ULS!

**NO Shipboard radio duty, or Aircraft or Aviation Service would be allowed under the "GROL Second Class" proposed rule change! Special Conditions on license would spell out the limited area's covered by this proposed permit or license! No Service of Marine or Aviation radios systems. Perhaps the FCC should think of posting "Land Mobile Only" on the license of proposed Second Class!**

It would be hoped that the FCC would consider the "Amateurs" Conversions with the short exam for the "Second Class" be called a "permit"! Also persons that held prior FCC licenses that let them laps of like nature as proposed would be called "Second Class Permit"! Only the persons that actual take the 3-A current test would be called a license. This would allow the to easy transition from current to going back to part 13 licenses for Land Mobile.

The proposed "FCC Records Fee" to be required for this type of "Second Class" license or permit would be "Waved" for a early period of time, perhaps the first year or so in order to encourage the persons to seek testing of applications credit's! The testing or exam fees of the CE's would still be required by the private vendors as usual!

The "Commission" would allow the "Chief of the WTB", Field Office Enforcement Officers, District Chief Radio Engineers's to expand the area of future frequency coverage that a Part 13 License would mandated! This would be a general public notice for frequency bands or frequency assignments that in other FCC regulated or licensed a "Commercial Radio" License or Permit would be required! The notice would be posted on the FCC web, and a extended time to file objections perhaps +90 days on the ECFS web!

I would hope the FCC would address areas of operation also between the following frequency bands requiring this proposed new permit or license. The entire Low Band from 25 Mhz to 50 Mhz, 149 Mhz to 174 Mhz, 406 Mhz to 512 Mhz, as well as 930 Mhz to 6 GHZ in the areas close to existing Part 15 Transmitters, Parts 90, 95, and 97 where bootleg or Un-Authorized / Illegal transmitters operate with out commission permission or license!

Also the commission should address the issue of having a "Radio Communications" repair shops that do general repairs to Part 95 radios transmitters. They should be required to "register" into the ULS and receive a "Wall Certificate" that they are registered with the commission. This should be "fee free" to establish a data base for the Field Enforce Bureau and District

Radio Inspectors to work from in the search of sources of Illegal Radio Equipment! This should be addressed in part 13 section of the rules. The certificate would have working of the requirement of commercial radio licenses to work on Transmitters under this proposal! The posting of license or permit required of repair persons also!

I would also hope that with this proposed "GROL Second Class" request that the commission start the collection of "PassPort Type" photos to be attached to the application, and scanned into the Commercial Radio Exam Station Data Base. The "scanned in photo" could be also printed on to the Wallet License Form for future use if the party wishes to upgrade in the commercial radio services. A higher "Record Keeping Fee" may also be required this is some thing the commission should look into future needs! A photo ID on the license issued by the FCC would also make the current with the Radio / Industry standard in the real world of today!

Should the proposed "Second Class" be a life time, or a "Renewal" with a fee is a primary question that should be addressed by the general radio public. I would hope it would be a fair exam fee, record keeping fee, and a small FCC application fee!

Thanks



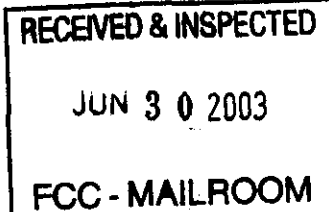
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